

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ORIX FINANCIAL SERVICES, INC.
formerly known as
ORIX CREDIT ALLIANCE, INC.

Plaintiff,
- against -

DELENO MAX HARPER

STATEMENT OF DAMAGES
05 CV 9348 (LTS)

Defendant.

-----X
Principal Balance due under the Note \$172,948.17

Default interest on the Note balance \$140,781.30
from October 18, 2002 to February 21, 2006¹
(1,221 days) at 1/15th of 1% *per diem*
(\$115.30 *per diem*)

Attorney's fees due pursuant to the Note \$ 34,589.63

Total Balance due under the Note \$348,319.10

Attached hereto is a copy of the Summons and Proof of Service. A copy of the Complaint is attached to the affidavit of Yvonne Kalpakoff.

jh9838orixfedj

¹ This date is estimated as the date of entry of judgment. If judgment is entered at a later or earlier date, the amounts set forth can be adjusted by adding or subtracting the actual number of days.

United States District Court
ECF CASE
SOUTHERN DISTRICT OF NEW YORK

ORIX FINANCIAL SERVICES, INC. formerly
known as ORIX CREDIT ALLIANCE, INC.

SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

DELENO MAX HARPER

05 CV 9348

TO: (Name and address of defendant)

DELENO MAX HARPER
2073 Fort Dale Road
Greenville, AL 36037

JUDGE SWAIN

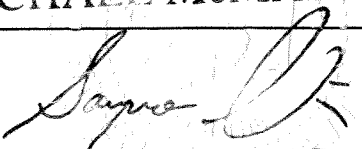
YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

WILLIAM M. STEIN - WS6263
STEIN & STEIN
1 RAILROAD SQUARE
HAVERSTRAW, NY 10927
(845) 429-3900

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK



(BY) DEPUTY CLERK

NOV 03 2005

DATE

AO 440 (Rev. 10/93) Summons In a Civil Action -SDNY WEB 4/99

RETURN OF SERVICE

Service of the Summons and Complaint was made by me ¹	DATE <u>November 11</u> , 2005
NAME OF SERVER (PRINT) WILLIAM M. STEIN	TITLE

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served: _____
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left: _____
- ☐ Returned unexecuted: _____
- ☒ Other (specify): Personal Service in the State and County of New York upon defendants by personal service upon Thomas Lionelli, an officer for the C-A Credit Corp. defendants' designated agent for Service of Process in New York pursuant to agreement signed by the defendants (copy exhibited to the complaint).

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on November 14, 2005
Date

William M. Stein
Signature of Server

Address of Server

Stein & Stein
One Railroad Square
Haverstraw, NY 10927

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.